GOVERNEMNT OF ANDHRA PRADESH
ABSTRACT

Home (Paroles & HRC) Department – WP (Crl.) No.140 of 2023 filed by Convict Prisoner No.2414 Thirakala Sreekanth S/o. T.Hanumantha Rao of central Prison, Kadapa before the Hon'ble Supreme Court of India, New Delhi – Orders passed by the Hon'ble Supreme Court of India, New Delhi – Meeting of the Standing Committee – Recommendations – Grant of Special Remission – Rejected – Orders – Issued.

HOME (PAROLES & HRC) DEPARTMENT

G.O.Ms.No.108 Dated:12.06.2023

Read the following:-

1. From the Assistant Registrar, Supreme court of India, New Delhi, Orders,dt.17.04.2023 and Orders,dt.15.05.2023
2. From the Director General of Prisons & Correctional Services, AP, Lr.No.RC-2/36/2021, dt.03.05.2023.
3. G.O.Ms.No.91, Home (Paroles & HRC), dt.16.08.2021.
4. Govt. Memo No.11022/Paroles & HRC/2023, dt.05.05.2023.
5. Minutes of the Standing Committee, dt.09.05.2023.

***

1. The Hon'ble Supreme Court of India, New Delhi has passed orders in Writ Petition (Criminal) No.140 of 2023 on 17-01-2023 filed by Convict Prisoner No.2414 T.Srikanth, S/o T.Hanumantha Rao of Central Prison, as follows:

"Issue notice, returnable on 15-05-2023.

Liberty to serve the learned Standing Counsel for the 1st respondent-State.

In the meanwhile, the State Government shall consider the case of the petitioner for grant of premature release as per the applicable policy in accordance with law. Appropriate orders shall be passed before the next date of hearing."

2. In obedience to the orders of the Hon'ble Supreme Court of India, New Delhi, the Government have taken action and the meeting of the Standing Committee has been convened on 09.05.2023 to review the case of Convict Prisoner No.2414 Thirakala Sreekanth S/o. T.Hanumantha Rao of central Prison, Kadapa for grant of Special Remission.

3. In the reference 5th read above, the Standing Committee reviewed the case in accordance with the guidelines issued in G.O 3rd read above and the said Committee after carefully scrutinizing the case of Thirakala Sreekanth S/o. T.Hanumantha Rao, has given their recommendation of the Committee reads:

" The Convict Prisoner No.2414 Thirakala Sreekanth S/o. T.Hanumantha Rao of central Prison, Kadapa not recommended for the grant of Special Remission and premature release of the said life convict prisoner as the said prisoner was involved in commission of crime U/s 302 & 364 IPC and the deceased in this case is a boy of (07) years age. As per the barring clauses laid down at para-8, Category.II (Points No.X,XI) of G.O.Ms.No.91, Home (Paroles & HRC) Department, dated 16.08.2021, life convicts who are convicted for committing offences against girls upto 18 years of age and boys upto 16 years of age are not eligible for grant of special remission. Also, life convicts who are convicted for committing kidnap and related offences U/s 363-A, 364, 364-A, 366, 366-A, 366-B, 367, 368, 369, 372 and 373 of IPC, 1860 are not eligible for grant of special remission. He is convicted under 302 IPC & 364 IPC which comes under barring clause."

[P.T.O]

4. In obedience to the orders passed by the Hon'ble Supreme Court of India, New Delhi in Writ petition (Criminal) No.140 of 2023, and Keeping in view the recommendations of the Screening Committee, the Government hereby reject the grant of Special Remission to the Convict Prisoner No. 2414 T.Srikanth S/o T.Hanumantha Rao of Central Prison, Kadapa, as he is not eligible in terms of stipulated rules in G.O.Ms.No.91, Home (Paroles & HRC),dt.16.08.2021.

5. The Director General of Prisons and Correctional Services, AP is requested to take further necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

HARISH KUMAR GUPTA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Prisons and Correctional Services, AP.
SC/SF. (e-2079077

// FORWARDED :: BY ORDER //

SECTION OFFICER